



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
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| APPLICATION NUMBER | FILING/RECEIPT DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|---------------------|-----------------------|------------------------|
| 09/847,538 | 05/03/2001 | Brita Schulze | 047664-5002-US |

CONFIRMATION NO. 4013

009629
MORGAN, LEWIS & BOCKIUS
1800 M STREET NW
WASHINGTON, DC 20036-5869

FORMALITIES LETTER



OC000000006223946

Date Mailed: 06/25/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

09/26/2001 SZEWDIE1 00000009 09847538

| | |
|-----------|-----------|
| 01 FC:201 | 355.00 OP |
| 02 FC:202 | 280.00 OP |
| 03 FC:203 | 198.00 OP |
| 04 FC:205 | 65.00 OP |
| 05 FC:204 | 135.00 OP |

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

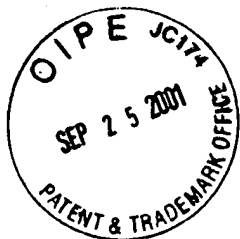
- The statutory basic filing fee is missing.
Applicant must submit \$ 710 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).
- Total additional claim fee(s) for this application is \$1172.
 - \$342 for 19 total claims over 20.
 - \$560 for 7 independent claims over 3 .
 - \$270 for multiple dependent claim surcharge.
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 2012.

A copy of this notice MUST be returned with the reply.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



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PATENT
ATTORNEY DOCKET NO.: 047664-5002-US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Brita SCHULZE *et al.*)
Application No.: 09/847,538) Group Art Unit: 1645
Filed: May 3, 2001) Examiner: not yet assigned
For: CATIONIC DIAGNOSTIC, IMAGING AND)
THERAPEUTIC AGENTS ASSOCIATED WITH)
ACTIVATED VASCULAR SITES)

Assistant Commissioner for Patents
BOX MISSING PARTS
Washington, D.C. 20231

09/26/2001 SZEWDIE1 00000009 09847538

06 FC:215

55.00 OP

RESPONSE TO NOTICE TO FILE MISSING PARTS

1. This replies to the Notice to File Missing parts of Application (PTO-1533) mailed June 25, 2001. A copy of the Notice To File Missing Parts Of Application-Filing Date Granted (Form PTO-1533) is enclosed.
2. Declaration Or Oath
 - [X] No declaration or oath was filed. Enclosed is the original Combined Declaration and Power of Attorney
 - [X] Please note that on the New Application Transmittal filed with the application on May 3, 2001, Applicants inadvertently left off inventor Claudia Biro. Ms. Biro is a named inventor prior to filing of the application as shown on page 1 of the application.

3. English Translation of Non-English Language Papers

- [] Submitted herewith is a verified English translation of the non-English language application papers as originally filed. It is requested that this translation be used as the copy for examination purposes in the PTO.

Also enclosed is the Verification of Translation Document

4. Fee Calculation

| | | | | |
|---|--------------|--------------|--|-------------------|
| | | | Basic Fee: Patent Application-\$710.00 Design Application-\$320.00 | \$710.00 |
| | Number Filed | Number Extra | at a Rate of | |
| Total Claims | 42 - 20 = | 22 | \$18.00 each= | +396.00 |
| Independent Claims | 10 - 3 = | 7 | \$80.00 each= | +560.00 |
| Multiple dependent claim(s), if any | | | \$270.00 | +270.00 |
| Missing Parts Surcharge Fee | | | \$130.00 | +130.00 |
| SUB-TOTAL = | | | | 2,066.00 |
| Reduction by 1/2 for filing by a small entity | | | | - \$1,033.00 |
| SUB-TOTAL = | | | | 1,033.00 |
| Fee For Application Filed With A Non-English Specification (37 CFR 1.17(k) and 1.52(d)) | | | \$130.00 | + |
| Fee For Processing and retention of application (37 CFR 1.21(l) and 1.53(d)) | | | \$130.00 | + |
| TOTAL FILING FEE = | | | | \$1,033.00 |

5. Extension of Time

The proceedings herein are for a patent application and the provisions of 37 CFR 1.136(a) apply.

☒ Applicant petitions for an extension of time, the fees for which are set out in 37 CFR 1.17(a)-(d), for the total number of months checked below:

| <u>Total months requested</u> | <u>Fee for extension</u> | <u>[fee for Small Entity]</u> |
|---|--------------------------|-------------------------------|
| <input checked="" type="checkbox"/> one month | \$ 110.00 | \$ 55.00 |
| <input type="checkbox"/> two months | \$ 390.00 | \$195.00 |
| <input type="checkbox"/> three months | \$ 890.00 | \$445.00 |
| <input type="checkbox"/> four months | \$1,390.00 | \$695.00 |
| <input type="checkbox"/> five months | \$1,890.00 | \$945.00 |

Extension of time fee due with this request: \$55.00

If an additional extension of time is required, please consider this a Petition therefor.

6. Fee Payment

| | | |
|-----------------------|-------------------------------|-----------|
| The total fee due is: | Application Filing Fees | \$ 355.00 |
| | Excess Total Claims | 198.00 |
| | Excess Independent Claims | 280.00 |
| | Multiple Dependency Surcharge | 135.00 |
| | Missing Parts Surcharge | 65.00 |
| | Extension Fees | 55.00 |

Total Fee Due **\$1,088.00**


☒ Enclosed is a check in the amount of \$1,088.00 representing the total fee due.

Except for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. § 1.16 and § 1.17 which may be required, or credit any overpayment to Deposit Account No. 50-0310.

7. Additional papers enclosed.
- ☒ Preliminary Amendment
 - ☐ Information Disclosure Statement
 - ☐ Form PTO-1449
 - ☐ Citations
 - ☐ Declaration of Biological Deposit
 - ☐ Submission of "Sequence Listing", computer readable copy and/or amendment pertaining thereto for biotechnology invention containing nucleotide and/or amino acid sequence.

Respectfully submitted,

MORGAN, LEWIS & BOCKIUS LLP


Sally P. Teng
Reg. No. 45,397

Date: September 25, 2001

CUSTOMER NO. 009629
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